



General Assembly

January Session, 2003

**Amendment**

LCO No. 7133

\*SB0096907133HD0\*

Offered by:

REP. HAMM, 34<sup>th</sup> Dist.

To: Subst. Senate Bill No. 969

File No. 634

Cal. No. 561

(As Amended by Senate Amendment Schedule "A")

**"AN ACT CONCERNING INVESTIGATIVE SUBPOENAS."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective from passage*) The right of the people to  
4 be secure in their persons, houses, papers and effects against  
5 unreasonable searches and seizures shall not be violated, and no  
6 warrants shall issue but upon probable cause, supported by oath or  
7 affirmation, and particularly describing the place to be searched, and  
8 the persons or things to be seized.

9 Sec. 2. (NEW) (*Effective from passage*) No person shall be held to  
10 answer for a capital, or otherwise infamous crime, unless on a  
11 presentment or indictment of a grand jury, except in cases arising in  
12 the land or naval forces, or in the militia, when in actual service in time  
13 of war or public danger; nor shall any person be subject for the same  
14 offense to be twice put in jeopardy of life or limb; nor shall be

15 compelled in any criminal case to be a witness against himself or  
16 herself, nor be deprived of life, liberty or property, without due  
17 process of law; nor shall private property be taken for public use,  
18 without just compensation.

19 Sec. 3. (NEW) (*Effective from passage*) In all criminal prosecutions, the  
20 accused shall enjoy the right to a speedy and public trial, by an  
21 impartial jury of the state and district wherein the crime shall have  
22 been committed, which district shall have been previously ascertained  
23 by law, and to be informed of the nature and cause of the accusation;  
24 to be confronted with the witnesses against him or her, to have  
25 compulsory process for obtaining witnesses in his or her favor, and to  
26 have the assistance of counsel for his or her defense."

|                                        |                     |
|----------------------------------------|---------------------|
| This act shall take effect as follows: |                     |
| Section 1                              | <i>from passage</i> |
| Sec. 2                                 | <i>from passage</i> |
| Sec. 3                                 | <i>from passage</i> |